

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

IN RE K12, INC. SECURITIES LITIGATION

Civil Action No. 1:14-cv-00108 (AJT/JFA)

**DEFENDANTS K12 INC., NATHANIEL A. DAVIS, RONALD J. PACKARD,  
TIMOTHY L. MURRAY, HARRY T. HAWKS, AND JAMES J. RHYU’S  
MOTION TO DISMISS THE AMENDED COMPLAINT**

Pursuant to Rules 8, 9(b), and 12(b)(6) of the Federal Rules of Civil Procedure and the Private Securities Litigation Reform Act (“PSLRA”), and on the grounds set forth in the accompanying Memorandum, which is incorporated herein by reference, Defendants K12 Inc., Nathaniel A. Davis, Ronald J. Packard, Timothy L. Murray, Harry T. Hawks, and James J. Rhyu hereby move the Court to dismiss the Amended Class Action Complaint filed in the above-captioned matter on May 23, 2014 by Lead Plaintiff Oklahoma Firefighters Pension & Retirement System.

Date: June 20, 2014

Respectfully Submitted,

LATHAM & WATKINS LLP

/s/ Stephen P. Barry

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James J. Rhyu*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 20th day of June, 2014, I electronically filed the foregoing Motion to Dismiss the Amended Complaint with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to all counsel of record.

By: /s/ Stephen P. Barry

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